

FISCAL NOTE

SB 2059

January 18, 2004

SUMMARY OF BILL: Creates a Class E felony offense for the possession of a substance with intent to use it to manufacture a Schedule I or Schedule II controlled substance or to knowingly convey it to another for such purpose. The offense would not apply to persons who are authorized by law to dispense, prescribe, manufacture, or possess the controlled substances. The bill provides six factors that shall be considered by the court in determining whether a person possesses a particular substance with the intent to manufacture the controlled substance.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$50,100/Incarceration*

Estimate assumes 10 additional Class E felony convictions each year resulting from the creation of this offense.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director